IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 21998 OF 2005

Date: 07.10.2005

BETWEEN:

Pothireddy Gali Reddy

.... PETITIONER

And

1. Tfhe Special Deputy Collector (L.A.), Veligonda Project, Unit-II, Markapur, Prakasam District, and another.

.... RESPONDENT

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 21998 OF 2005

ORDER:

The petitioner is a resident of Puchakayalapalli village, Peddaraveedu Mandal, Prakasam District. He claims that his wife is the owner of land admeasuring Acs.2.19 in S.No.441/2 in respect of which she already obtained pattadar passbook from the authorities by reason of decree passed by the Civil Court in O.S.No.118 of 1960 and A.S.No.53 of 1963. Be that as it is, the petitioner's land and various extents of lands admeasuring Acs.195.92 were sought to be acquired under Land Acquisition Act, 1894 (for short 'the Act') for Veligonda Project. Having come to know this the petitioner made a representation to the District Collector seeking compensation. Though award enquiry is pending, the petitioner or his wife did not receive any notice to participate in the award enquiry. Therefore, apprehending that other persons might be paid compensation, the petitioner filed the instant writ petition seeking a direction to the second respondent to issue notice under Section 9 of the Act.

After hearing the learned counsel for the petitioner and learned Assistant Government Pleader for Revenue (Land Acquisition) this Court is of the considered opinion that interests of justice would be served by giving liberty to the petitioner to appear before the respondents and file a claim petition in respect of the land admeasuring Acs.2.19 in S.No.441/2 of Sunkesula village with all necessary documents. The respondents are directed to consider the claim petition of the petitioner while conducting award enquiry and pass necessary orders while awarding compensation and apportioning the same.

The Writ Petition is disposed of at the admission stage.

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(**V.V.S. RAO, J.)**

7th October, 2005

Note: C.C. tomorrow

B/o

Js.